



# STATE OF WISCONSIN

# Senate Journal

## Extraordinary Session

6:47 P.M.

WEDNESDAY, February 4, 2004

The Senate met.

The Senate was called to order by Senator Alan Lasee.

The Chair, with unanimous consent, asked that the roll, prayer and pledge from the regular session be applied to the extraordinary session.

### SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

#### Senate Bill 372

Relating to: making patient health care records concerning health care operations inapplicable to restrictions on release without informed consent.

Read a second time.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 372

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Chvala, Coggs, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, Lazich, Leibham, M. Meyer, Moore, Panzer, Plale, Reynolds, Robson, Roessler, Schultz, Stepp, Welch and Zien – 29.

Noes – Senators Carpenter, Erpenbach, Risser and Wirch – 4.

Absent or not voting – None.

Passed.

Senator Welch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 729**.

Senator Welch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 733**.

Senator Welch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 735**.

#### Senate Bill 374

Relating to: the acquisition of in–state banks and in–state bank holding companies.

Read a second time.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 374

Read a third time and passed.

#### Senate Bill 375

Relating to: comprehensive planning by local governmental units and fees imposed by political subdivisions.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 375** offered by Senator Panzer.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 375**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 375**?

Adopted.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 375

Read a third time and passed.

### SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

#### Assembly Bill 729

Relating to: petitions by certain telecommunications utilities regarding unbundled network or service elements.

Read a second time.

Senator Darling, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 729**.

Senator Wirch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 729**.

Senator M. Meyer, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 729**.

Senator Panzer, with unanimous consent, asked that Senate substitute amendment 1 to **Assembly Bill 729** be laid on the table.

Senate substitute amendment 2 to **Assembly Bill 729** offered by Senators Leibham, Panzer, Zien, Darling, Kanavas, Lazich, Stepp and Plale.

Senate amendment 1 to Senate substitute amendment 2 to **Assembly Bill 729** offered by Senator Risser.

Senator Kanavas moved rejection of Senate amendment 1 to Senate substitute amendment 2 to **Assembly Bill 729**.

The question was: Rejection of Senate amendment 1 to Senate substitute amendment 2 to **Assembly Bill 729**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich,

Leibham, Moore, Panzer, Reynolds, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 20.

Noes – Senators Breske, Carpenter, Chvala, Coggs, Decker, Erpenbach, Hansen, Jauch, Lassa, M. Meyer, Plale, Risser and Robson – 13.

Absent or not voting – None.

Rejected.

Senator Jauch, with unanimous consent, asked to be added as a coauthor of Senate substitute amendment 2.

Senator Hansen, with unanimous consent, asked to be added as a coauthor of Senate substitute amendment 2.

The question was: Adoption of Senate substitute amendment 2 to **Assembly Bill 729**?

Adopted.

Senator Wirch, with unanimous consent, asked to be added as a coauthor of Senate substitute amendment 2.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 729**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Plale, Reynolds, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senators Chvala, Lassa and Risser – 3.

Absent or not voting – None.

Concurred in as amended.

**Assembly Bill 732**

Relating to: nonmetallic mining reclamation financial assurances.

Read a second time.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 732**

Read a third time and concurred in.

**Assembly Bill 733**

Relating to: reciprocal agreements for real estate licenses.

Read a second time.

Senator Darling, with unanimous consent, asked that **Assembly Bill 733** be referred to the Joint Committee on **Finance**.

Senator Darling, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 733** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Senator Chala, with unanimous consent, wished to excuse himself from voting on **Assembly Bill 733** pursuant to Senate Rule 73.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Darling, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 733**.

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 733**.

**Assembly Bill 733**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, Lazich, Leibham, M. Meyer, Moore, Panzer, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 31.

Noes – Senator Erpenbach – 1.

Absent or not voting – Senator Chvala – 1.

Concurred in.

**Assembly Bill 735**

Relating to: strategic energy assessments.

Read a second time.

Ordered to a third reading.

Senator Panzer, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 735**

Read a third time and concurred in.

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**MOTIONS MAY BE OFFERED**

Senator Panzer, with unanimous consent, asked that all action be immediately messaged to the Assembly.

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**ADJOURNMENT**

Senator Panzer, with unanimous consent, asked that the Senate adjourn until Thursday, at 10:00 A.M..

Adjourned.

7:35 P.M.